1	Jane G. Kearl (CA 156560) Colin C. Holley (CA 191999)	
2	WATT, TIEDER, HOFFAR & FITZGERALD, L. 2040 Main Street, Suite 300	L.P.
3	Irvine, CA 92614	
4	Telephone: 949-852-6700 Facsimile: 949-261-0771	
5	Email: jkearl@watttieder.com cholley@watttieder.com	
6	Attorneys for Creditor Barnard Pipeline, Inc.	
7	,	BANKRUPTCY COURT
8		TRICT OF CALIFORNIA
9	SAN FRAN	CISCO DIVISION
10	In re:	Bankruptcy Case
11	PG&E CORPORATION,	Case No. 19-30088 (DM) Chapter 11
12	-and-	(Lead Case)
13	PACIFIC GAS AND ELECTRIC	(Jointly Administered)
14	COMPANY,	
	Debtors.	
15 16	<ul><li>☐ Affects PG&amp;E Corporation</li><li>☐ Affects Pacific Gas and Electric Company</li></ul>	NOTICE OF CONTINUED PERFECTION OF MECHANICS LIEN PURSUANT TO 11 U.S.C. § 546(b)(2)
17	☑ Affects both Debtors	San Bernardino County (Lien 2019-0024395)
18	* All papers shall be filed in the Lead Case,	
19	No. 19-30088 (DM)	
20	V	
21	Barnard Pipeline, Inc. ("Barnard"), b	y and through its undersigned counsel, hereby gives
22	notice of continued perfection of its mechanic	es lien under 11 U.S.C. § 546(b)(2), as follows:
23	Barnard has provided and deli	vered labor, services, equipment, and/or materials for
24		ts located in the County of San Bernardina State of
	the construction and improvements of project	is located in the County of San Demardino, State of
25		tion for which is set forth in the Claim of Mechanics
25 26		tion for which is set forth in the Claim of Mechanics
	California (the " <u>Property</u> "), the legal description.  Lien, a true copy of which is attached hereto	tion for which is set forth in the Claim of Mechanics

Watt, Tieder, Hoffar &

Watt, Tieder, Hoffar & NOTICE OF CONTINUED PERFECTION OF MECHANICS LIEN

FITZGERALD, L.P. attorneys at Case: 19-30088 Doc# 1415 Filed: 04/15/19 Entered: 04/15/19 12:22:32 Page 1. 8f46(b)(2)

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of Title 11 of the United States Code (the "Bankruptcy Code") on January 29, 2019 (the "Petition Date").

- 3. On January 24, 2019, before the Petition Date, Barnard properly and timely recorded its Mechanics Lien under California Civil Code § 8400, *et seq.* in the Official Records of San Bernardino County, State of California.
- 4. Through January 24, 2019, the amount owing to Barnard subject to its Mechanics Lien is at least \$806,454.65, exclusive of accruing interest and other charges, and additional amounts which have continued and are continuing, to accrue after the Petition Date.
  - 5. California Civil Code § 8460(a) provides that:

The claimant shall commence an action to enforce a lien within 90 days after recordation of the claim of lien. If the claimant does not commence an action to enforce the lien within that time, the claim of lien expires and is unenforceable[.]

- 6. Pursuant to California Civil Code § 8460, an action to enforce a lien must be commenced within 90 days after recordation of the claim of lien. However, section 362 of the Bankruptcy Code automatically stays Barnard from filing a state court action to enforce its mechanics lien. See 11 U.S.C. § 362.
  - 7. Section 546(b)(2) of the Bankruptcy Code provides that when applicable law

... requires seizure of such property or commencement of an action to accomplish such perfection, or maintenance or continuation of perfection of an interest in property; and ... such property has not been seized or such an action has not been commenced before the date of the filing of the petition; such interest in such property shall be perfected, or perfection of such interest shall be maintained or continued, by giving notice within the time fixed by such law for such seizure or such commencement.

See 11 U.S.C. § 362; see also Village Nurseries v. Gould (In re Baldwin Builders), 232 B.R. 406, 410-11 (9<sup>th</sup> Cir. 1999); Village Nurseries v. Greenbaum, 101 Cal.App.4<sup>th</sup> 26, 41 (Cal. Ct. App. 2002).

8. Accordingly, Barnard hereby provides notice of its rights as a lienholder in the Property pursuant to California's mechanics lien law. Barnard is filing and serving this notice to perfect, preserve, maintain, and continue the perfection of its lien and its rights in the Property to

comply with the requirements of California state law, 11 U.S.C. §§ 362(a), 362(b)(3), and 546(b)(2), and any other applicable law. This notice constitutes the legal equivalent of having recorded a mechanics lien in the recorder's office for the county where the Property is located and then having commenced an action to foreclose the lien in the proper court. By this notice, the Debtors and other parties in interest are estopped from claiming that the lawsuit to enforce Barnard's mechanics lien was not timely commenced pursuant to applicable state law. Barnard intends to enforce its lien rights to the fullest extent permitted by applicable law. The interests, perfected, maintained, or continued by 11 U.S.C. § 546(b)(2) extend in and to the proceeds, products, offspring, rents, or profits of the Property.

- The filing of this notice shall not be construed as an admission that such filing is 9. required under the Bankruptcy Code, the California mechanics lien law, or any other applicable law. In addition, Barnard does not make any admission of fact or law, and Barnard asserts that its lien is senior to and effective against entities that may have acquired rights or interests in the Property previously.
- The filing of this notice shall not be deemed to be a waiver of Barnard's right to 10. seek relief from the automatic stay to foreclose its mechanics lien and/or a waiver of any other rights or defenses.
  - Barnard reserves all rights, including the right to amend or supplement this notice. 11.

, 2019 Dated: April

WATT, TIEDER, HOFFAR & FITZGERALD, L.L.P.

Bv:

Jane G. Kearl (CA 156560) Colin C. Holley (CA 191999) 2040 Main Street, Suite 300

Irvine, CA 92614

Telephone: 949-852-6700 Facsimile: 949-261-0771

Email:

ikearl@watttieder.com cholley@watttieder.com

Attorneys for Creditor Barnard Pipeline, Inc.

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FITZGERALD, Case: 19-30088

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#### **CERTIFICATE OF SERVICE**

I hereby certify that on April /, 2019, I caused a copy of the foregoing Notice of Continued Perfection of Mechanics Lien Pursuant to 11 U.S.C. § 546(b)(2) to be sent via e-mail and/or first-class mail to the parties identified in the Master Core/2002 Service List attached hereto as Exhibit B.

Jane G/Kear

WATT, TIEDER,

HOFFAR & FITZGERALD, L.L.P. ATTORNEYS AT CASE: 19-30088 Doc# 1415 Filed: 04/15/19

NOTICE OF CONTINUED PERFECTION OF

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27	EXHIBIT A
28	

Soho Doke HA Recording requested by: Barnard Pipeline, Inc.

And when recorded mail this document to:

Jane G. Kearl, Esq. Robert C. Shaia, Esq. Watt, Tieder, Hoffar & Fitzgerald, LLP 2040 Main Street, Suite 300 Irvine, CA 92614 Recorded in Official Records, County of San Bernardino

BOB DUTTON ASSESSOR - RECORDER - CLERK 1/24/2019 1:23 PM KE SAN

P Counter

loc# 2019 - 0024395



Titles 1	Pages 12
Fees	57.00
Texes	0.00
CA SB2 Fes	75.00
Others	6.00
Paid	\$138.00

For recorder's use

## MECHANICS' LIEN (Cal. Civ. Code § 8416, et seq.)

- 1. BARNARD PIPELINE, INC. ("Claimant") claims a mechanics lien for the labor, services, equipment, and/or materials described in paragraph 2, furnished for a work of improvement on that certain real property located in the County of San Bernardino, State of California, and more particularly described as:
  - (1) 35863 Fairview Rd., Hinkley, CA 92347 (Hinkley Compressor Station), and all appurtenances and easements related thereto, including specifically, without limitation, all improvements, structures, and pipelines in or on which Claimant provided labor, services, equipment, and/or materials as set forth in paragraph 2, as more specifically described in Exhibit A attached hereto; and
  - (2) All right, title and interest of Pacific Gas and Electric Company ("PG&E") in all easements and all improvements, structures, and pipelines therein, in or on which Claimant provided labor, services, equipment, and/or materials as set forth in paragraph 2, including, specifically, without limitation, as more specifically described in Exhibit A attached hereto, including along Dixie Road to the intersection of Agate Road and Walnut Road; the valve lot on Pipeline Road east of the intersection of Pipeline Road and Mayor Katy Parkway; and at the end of Soapmine Road; and as generally depicted in the maps attached hereto as Exhibit B.
- 2. After deducting all just credits and offsets, the sum of \$806,454.65, together with interest at the rate of 10% per annum from January 22, 2019, is due Claimant for the following: labor, services, equipment, and/or materials for pipeline replacement, pipeline fitting replacements, valve replacements and hydrostatic pipeline testing, and related construction work performed under the Alliance Agreement Contract between Claimant and PG&E and Contract Work Authorization No. C5694, or as otherwise requested by PG&E.
- Claimant furnished the labor, services, equipment, and/or materials, at the request of: PG&E.
- 4. The name and address of the owner(s) or reputed owner(s) of the real property is/are: PG&E, 77 Beale Street, 32<sup>nd</sup> Floor, San Francisco, CA 94105.

///

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5. Claimant's address is: 701 Gold Avenue, Bozeman, MT 59715.

Dated January 72, 2019

BARNARD PIPELINE, INC.

Zaeh Bowler, Vice Pre

#### **VERIFICATION**

I, Zach Bowler, am the Vice President of Claimant on the foregoing Mechanics Lien and am authorized to make this verification for and on its behalf. I have read the foregoing Mechanics Lien and know the contents of the Mechanics Lien to be true of my own knowledge.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated January ZZ, 2019

Zach Bowler Vice President

#### NOTICE OF MECHANICS LIEN

#### **ATTENTION!**

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek a sale of your property in order to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is released.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS STATE LICENSE BOARD WEB SITE AT www.cslb.ca.gov.

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#### PROOF OF SERVICE

I, Julie Benton, declare:

I am employed in the County of Orange, State of California. I am over the age of 18 years and not a party to the within action. My business address is 2040 Main Street, Suite 300, Irvine, California 92614-6232.

On January 23, 2019, I served □ the originals ☒ true copies of the following document(s) described as MECHANICS LIEN and NOTICE OF MECHANICS' LIEN on the interested parties in this action, by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, the United States mail at Irvine, California addressed as set forth below:

Pacific Gas & Electric Company (PG&E) 77 Beale Street, 32<sup>nd</sup> Floor San Francisco, CA 94105

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 23, 2019, at Irvine, California.

Julie Benton

WATT, TIEDER,
HOFFAR &
FITZGERALD, L.L.P.
AFTORNES AFLAW

PROOF OF SERVICE

### **EXHIBIT A**

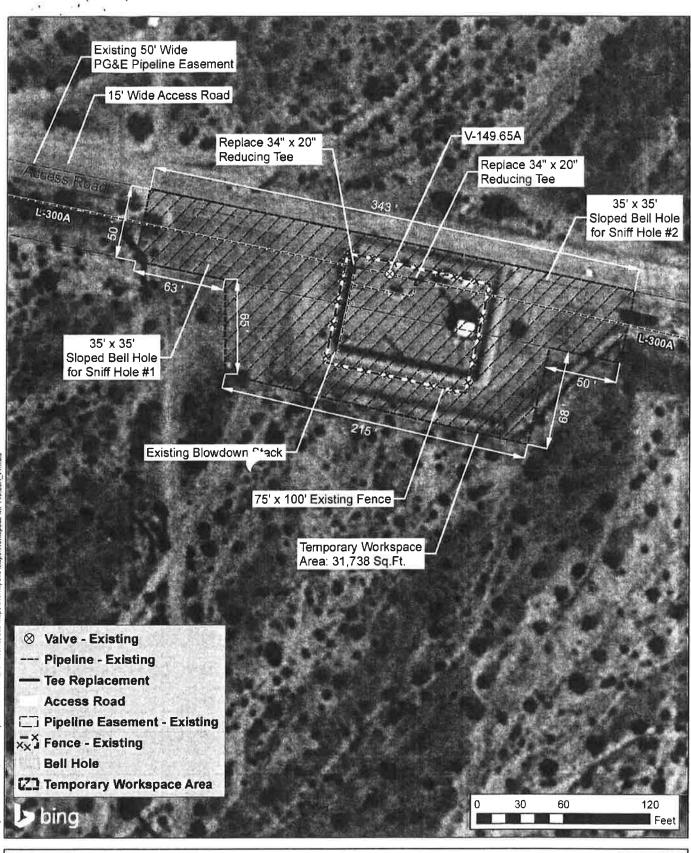
## 731-604 17A ILI Locations

KMZ Locations	GPS Coordinates
	DD (Decimal Degrees)
I-202E Receiver MP159.17A	34.900516944, -117.158201929
I-218E Receiver MP159.17B	34.9006877999, -117.158147996
I-202D Deactivation MP157.86A	34.8970627291, -117.136052152
I-202D Deactivation MP156.40A	34.8924895503, -117.1109965
I-202D Valve Lot MLV 156.36A	34.8923992441, -117.110277605
I-202F PLS 2XA Tee Replacements MP149.65A	34.8684629079, -116.997260267
I-218D Tee Replacements MP 148.90B	34.8909048765, -116.962503433

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# **EXHIBIT B**

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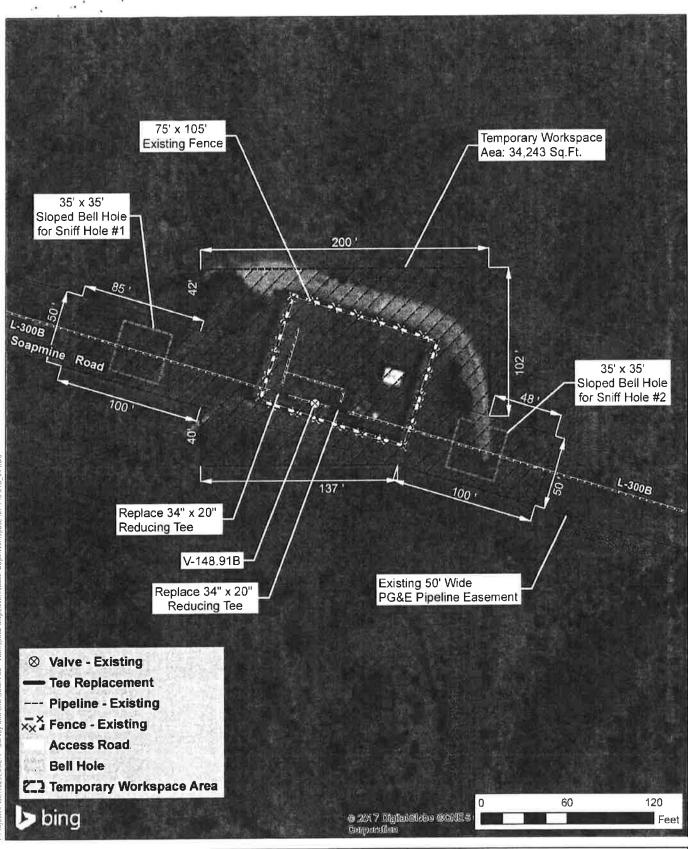
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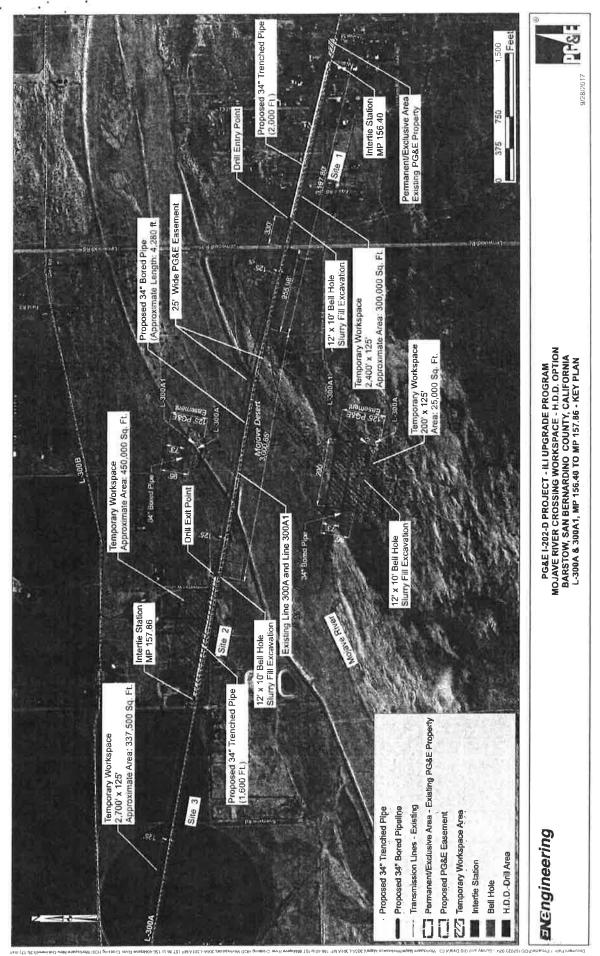
PG&E - ILI UPGRADE PROGRAM I-218D - 2017 ILI PROGRAM SAN BERNARDINO COUNTY, CA TEE REPLACEMENT MP 148.91B L-300B SITE LAYOUT



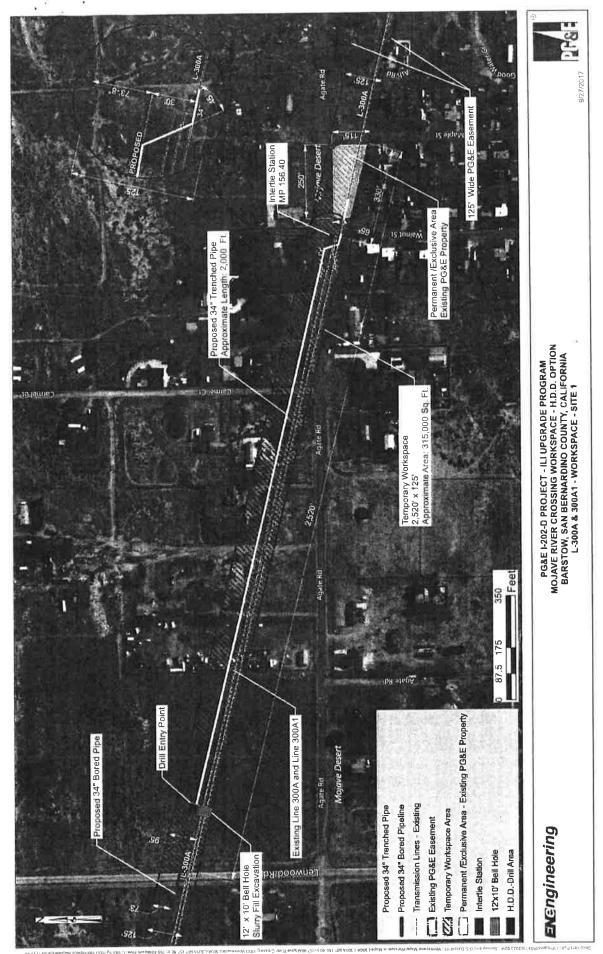


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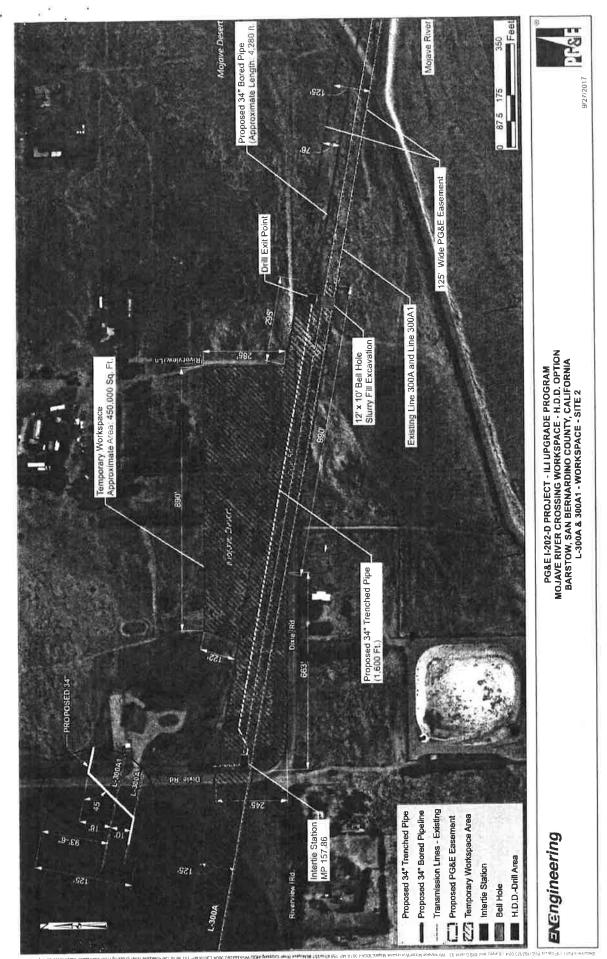
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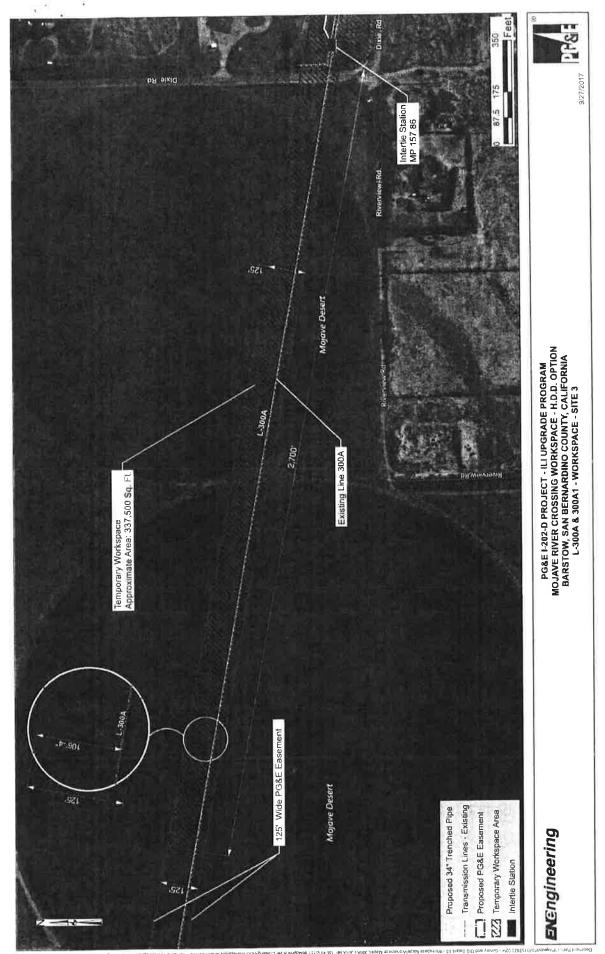
Case: 19-30088 Doc# 1415 Filed: 04/15/19 Entered: 04/15/19 12:22:32 Page 13 of 28



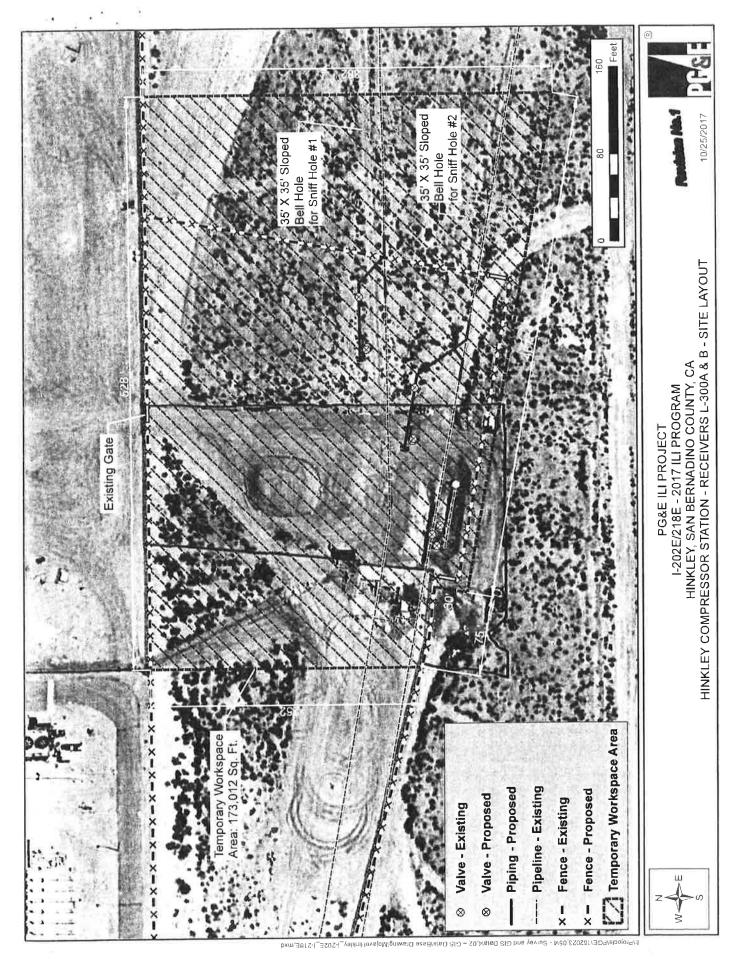
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Case: 19-30088 Doc# 1415 Filed: 04/15/19 Entered: 04/15/19 12:22:32 Page 17 of 28

gemarr59@hotmail.com 619-342-9600 bzummer@TheAdlerFirm.com	RASymm@aeraenergy.com	mon nermanicipations entitles CASS-COS-ELC	_	214-981-9339 john.mitchell@akerman.com	415-765-9501 avcrawford@akingump.com	310-229-1001 dsimonds@akingump.com	_	J12-872-1002 dbottee@akingump.com	Singging and constitution com jct@andrewsthornton.com 949-315-3540 aa@andrewsthornton.com	Andrew, Silfen@arentfox.com Beth. Brownstein@arentfox.com Jordana.Renert@arentfox.com	212-484-3990	213-629-7401 christopher.wong@arentfox.com	213-629-7401 Aram.Ordubeglan@arentox.com	212-836-8689 steven-fruchter@arnoldporter.com	832-213-0157 lg5786@att.com	415-703-5480 Annadel Almendras@dol.ca.gov	510-622-2270 Margarita, Padilla@dol.ca.gov	213-897-2802 James Potter@doi.ca.gov	marthaeromerolaw@gmail.com	310-820-8859 lattard@bakerlaw.com	-	Luckey.Mcdowell@BakerBotts.com	lan.Roberts@BakerBotts.com Kevin.Chiu@BakerBotts.com	Navi Dhillon@BakerBotts.com	615-744-5544  rowland@bakerdonelson.com	504-636-4000	424-204-4350 hubenb@ballardspahr.com	ganzc@ballardspanr.com myersms@ballardspahr.com	410-361-8930 summersm@ballardspahr.com	John, mccuskerebami com	ifiske@baronbudd.com tmccurnin@blodw.com		415-513-5985 belvederelegalecf@gmail.com	302-442-7012 mbarrie@beneschlaw.com	312-767-9192 kenns@beneschlaw.com	949.313.5029 csimon@berserkahn.com
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BINDER & MALTER, LLP	Attr: Michael W. Malter, Robert G. Harris, Heinz Binder	2775 Park Avenue		Santa Clara	5	05056	408-295-1700	408-295-1531	
Boutin Janes Inc	Attn: Mark Gorton	SSS Capital Mall	Suite 1500	Sacramento	8	95814			mgarton@boutinjones.com
BRAYTON-PURCELL LLP	Attni Alan R. Brayton, Esq. and Bryn G. Letsch, Esq.	222 Rush Landing Road	P.O. Box 6169	Novato	5	94948-6169	415-898-1555	415-898-1247	bletsch@braytonlaw.com
Brothers Smith LLP	Attn: Mark V. Isola	2033 N. Main Street	Suite 720	Walnut Creek	ð	94596	925-944-9700	925-944-9701	925-944-9701 misola@brotherssmithlaw.com
Remari Rossess II D	Arm: Greenv & Rougian	235 Montgomery Street	Suite 410	San Francisco	్ర	94104	415-992-8940	415-992-8915	
	Attn. Valerie Bantner Peo, Shawn M.		A TANK OF THE PARTY OF THE PART	o di	5	50106.3403	415-227-0900	415-227-0770	
Buchalter, A Professional Corporation	7	SOS Van Ness Avenue	TYTH LIGOR	San Francisco	5 5	94102	415-703-2015	415-703-2262	
CHEVRON PRODUCTS COMPANY A DIVISION	No.								melaniecruz@chevron.com
OF CHEVRON U.S.A. INC.	Attn: Melanie Cruz, M. Armstrong	6001 Bollinger Canyon Road	12110	San Ramon	J	94583			marmstrong@chevron.com
Clark & Trevithick	Attn: Kimberly S. Winick	800 Wilshire Boulevard	12th Floor	Los Angeles	ð	90017	213-629-5700	213-624-9441	kwinick@clarktrev.com
						03514	944-260-3100	948-260-3190	шоз чэгнер бүйг багаас гош
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Cleary Gottlieb Sheen & Hamilton LLP	Schlerberl	One Liberty Plaza		New York	NY	10000	212-255-2000	212-225-3999	mschierberl@cggsh.com
Commonwealth of Pennsylvania	Department of Labor and Industry		651 Boas Street, Room 702	n Harrisburg	Α	17121	717-787-7627	117-787-717	ra-il-ucts-bankrupt@state.pa.us
	oresit of Jacob Control	201 California Street, 17th Floor		San Francisco		94111	415-433-1900	415-433-5530	рсайгапо@смсіам.com
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COREY, LUZAICH, DE GHETALDI & RIDDLE LLP	LLP Manzoor	700 El Camino Real	PO Box 669	MillDrae	5	24020-0602	2000		
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		County Administration	575 Administration	Canta Rota	Ą	95403	707-565-2421		
COUNTY OF YOLD	Attn: Enc May	625 Court Street	Room 201	Woodland	ð	95695	530-666-8278	530-666-8279	eric.may@yolocounty.org
	Attn: Mark D. Plevin, Brendan V.	Three Embarcadero Center,		Can Cranition	ć	94111	415-986-2800	415-986-2827	
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individual Paintifs Executive Committee appointed by the California Superior Court in the North Bay Fire Cases, Juliesh Council Coordination Proceeding Number 1956, Pursuant to the terms of the Court's		Arres Bill Dobine III Bohart Brazin	are Withire Boulevard	Site 450	Santa Monica	క	90401	310-929-4200	310-566-5900	
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certain entities	Ropes & Gray LLP	Attn: Matthew M. Roose, Mark I. Bane	Americas		New York	ž.	10020-0104	2005 255 777		
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n re: PG&E Corporation, et al.	Master Service List	Case No. 19,20088
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